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FACSIMILE TRANSMITTAL FORM	Application Number	10/748573
	Confirmation Number	8076
	Filing Date	December 30, 2003
	First Named Inventor	Geaghan, Bernard O.
	Examiner Name	
Fax: 571-273-8300	Attorney Docket Number	58984US002
Total Number of Pages in This Submission: 3		
Date: January 15, 2007	Attorney for Applicant: Robert J. Pechman/smb	

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Amendment Transmittal	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s)	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Appeal Communication to Technology Center (Appeal Notice, Brief, Reply Brief)
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<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosures: Response to Restriction Requirement-Election of Species
<input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR § 1.52 or 1.53 <input type="checkbox"/> Response to Missing Parts under 35 USC 371 in US Designated/ Elected Office (DO/EONUS)	<input type="checkbox"/> Request for Refund	
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Customer Number

Patent
Case No.: 58984US002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: GEAGHAN, BERNARD O.

Application No.: 10/748573

Confirmation No.: 8076

Filed: December 30, 2003

Title: TOUCH SENSOR WITH LINEARIZED RESPONSE

RESPONSE TO RESTRICTION REQUIREMENT-ELECTION OF SPECIES

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Jan. 15, 2007
Date

Signed by:

Dear Sir:

In response to the Examiner's office action dated December 20, 2006, Applicants provisionally elect the species described by Fig. 7, described in claims 1-19 with claims 24-26 being generic.

Applicants make the election with traverse based on the impropriety of at least a portion of the election requirement. Applicants submit that not all the identified "species" have mutually exclusive features, and therefore cannot properly be deemed as species. For example, the features shown in Fig. 3 can co-exist with the features shown in Figs. 4, 6 and 7. Applicants submit that, to the extent Fig. 6 exemplifies embodiments where the outermost row has end segments that touch to form a vertex, and to the extent Fig. 7 exemplifies embodiments where the end segments of adjacent side do not touch, the distinguishing features of Figs. 6 and 7 may be properly deemed species. As stated, claims 1-19 read on the elected species described by Fig. 7, and claims 24-26 are generic to the species shown in Figs. 6 and 7.

It is respectfully urged that the claims now pending before the Examiner are in condition for allowance. A notification of allowability is respectfully solicited.

Application No.: 10/748573

Case No.: 58984US002

Should the Examiner determine that a telephone interview would be beneficial in resolving any of the issues in this case, the Examiner is invited to telephone the undersigned attorney at the telephone number noted below.

Respectfully submitted,

15 Jan. 2007
Date

By: Robert J. Pechman
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Telephone No.: 651-737-0631

Office of Intellectual Property Counsel
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